## STATE OF ILLINOIS ILLINOIS COMMERCE COMMISSION

| The Village of Hartford, Madison County, Illinois,       | ) |              |
|--|---|--------------|
|  | ) |              |
| Petitioner   | ) |              |
|  | ) |              |
| v.   | ) | No: T08-0039 |
|  | ) |              |
| Kansas City Southern Railway, Union Pacific Railway      | ) |              |
| and State of Illinois, Department of Transportation,     | ) |              |
|  | ) |              |
| Respondents  | ) |              |
|  | ) |              |
| Petition for an Order of the Illinois Commerce           | ) |              |
| Commission authorizing the establishment of a grade      | ) |              |
| crossing inventoried as DOT #294 457F at what is         | ) |              |
| commonly known as Robbins Road in Hartford,              | ) |              |
| Madison County, Illinois as a public grade crossing, at  | ) |              |
| their intersection with the main line tracks of Kansas   | ) |              |
| City Southern Railway and Union Pacific Railway and      | ) |              |
| for determination by the Illinois Commerce Commission    | ) |              |
| of the appropriate level of warning devices and division | ) |              |
| of the costs among the parties.                          | ) |              |

## RESPONSE OF THE KANSAS CITY SOUTHERN RAILWAY TO UNION PACIFIC RAILWAY'S MOTION FOR CONTINUANCE

COMES NOW Respondent The Kansas City Southern Railway ("KCS"), by and through counsel, and for its Response to Union Pacific Railway's Motion for Continuance does state:

1. KCS does not oppose Union Pacific Railway's Motion for Continuance.

## Respectfully submitted,

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## Certificate of Service

I certify that a true copy of the foregoing was mailed via First Class U.S. Mail, postage prepaid, to the following counsel for the parties on this day of March, 2009.

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